

**DENNIS C. LINKEN | Partner**

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December 27, 2018

**Via FedEx Overnight Mail**

Aida Camacho-Welch, Secretary  
Board of Public Utilities  
44 South Clinton Avenue  
3<sup>rd</sup> Floor, Suite 314  
Trenton, NJ 08625

RECEIVED  
CASE MANAGEMENT

DEC 28 2018

BOARD OF PUBLIC UTILITIES  
TRENTON, NJ  
MAIL ROOM

DEC 28 2018

BOARD OF PUBLIC UTILITIES  
TRENTON, NJ

CE 18101355  
Re: In the Matter of the Petition of Comcast of Monmouth County, LLC, for a Renewal Certificate of Approval to Continue to Construct, Operate and Maintain a Cable Television System in and for the Borough of Little Silver, County of Monmouth, State of New Jersey  
Our File No. 41000.3000

Dear Secretary Camacho-Welch:

Enclosed herewith please find the original and eleven (11) copies of the Verified Petition and Verification filed on behalf of Comcast of Monmouth County, LLC ("Comcast"), along with three (3) copies of Comcast's public Application for Renewal of a Certificate of Approval ("Application"), with respect to the above-referenced matter. Said copies of the Application have been redacted so as to protect certain confidential information contained therein. Confidential copies of the Application are being submitted simultaneously under separate cover, along with Comcast's request for confidential treatment, pursuant to N.J.A.C. 14:1-12 et seq.

Kindly file the Petition and please return the extra copy of this letter and Petition stamped "RECEIVED" in the self-addressed, stamped envelope provided herein.

Thank you for your kind consideration. Should you have any questions or require additional information, please do not hesitate to contact us.

Very truly yours,

*Dennis Linken /dp*

Dennis C. Linken  
For the Firm

DCL:dp

cc:w/enc. Lawanda R. Gilbert, Director (via Fedex Overnight Mail)

Stefanie A. Brand, Director (via first class mail)

Kimberly Jungfer, Borough Clerk (via first class mail)

Robert D. Clifton, Senior Director of Government and Regulatory Affairs (via email)

EMS  
Legal  
DAG  
RDA  
CAB/OC

**STATE OF NEW JERSEY  
BOARD OF PUBLIC UTILITIES  
OFFICE OF CABLE TELEVISION & TELECOMMUNICATIONS**

SCARINCI & HOLLENBECK, LLC  
1100 Valley Brook Avenue  
P.O. Box 790  
Lyndhurst, New Jersey 07071-0790  
(201) 896-4100  
Attorneys for Petitioner  
Comcast of Monmouth County, LLC  
File No. 41000.3000

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TRENTON, NJ

\_\_\_\_\_  
IN THE MATTER OF THE PETITION OF )  
COMCAST OF MONMOUTH COUNTY, LLC, )  
FOR A RENEWAL CERTIFICATE OF )  
APPROVAL TO CONTINUE TO CONSTRUCT, )  
OPERATE AND MAINTAIN A CABLE )  
TELEVISION SYSTEM IN AND FOR THE )  
BOROUGH OF LITTLE SILVER, COUNTY OF )  
MONMOUTH, STATE OF NEW JERSEY )  
\_\_\_\_\_ )

**VERIFIED PETITION**

Docket No.

Comcast of Monmouth County, LLC (hereinafter "Comcast" or "Petitioner"), hereby petitions the Honorable Board of Public Utilities (the "Board"), pursuant to 47 U.S.C. §546(c), N.J.S.A. 48:5A-15, -16 and -17, N.J.A.C. 14:17-6.9 and N.J.A.C. 14:18-13.1 et seq., for renewal of a Certificate of Approval. In support of its Petition, Petitioner states as follows:

COUNT ONE

1. Comcast, a limited liability company duly organized under the laws of the State of Delaware, is a cable television company subject to the jurisdiction of the Office of Cable Television & Telecommunications ("OCTV&T") and the Board, pursuant to N.J.S.A. 48:5A-1 et seq.



8. On January 30, 2003, CMCI notified the Board of its conversion to a limited liability company, to be known as Comcast Cablevision of Monmouth County, LLC, later changed to Comcast of Monmouth County, LLC, Petitioner herein.

9. On or about February 19, 2004, in Docket No. CE03120983, pursuant to N.J.S.A. 48:5A-17(a) and (b), and N.J.S.A. 48:5A-28(c), the Board issued a Renewal Certificate of Approval to Petitioner to continue to construct, operate and maintain the System in the Borough. A copy of said Renewal Certificate of Approval is on file at the OCTV&T.

10. Pursuant to N.J.S.A. 48:5A-1 et seq. and N.J.A.C. 14:18-13.3(a)3, on or about April 15, 2017, Petitioner submitted an Application for Renewal of Municipal Consent (hereinafter the “Municipal Application”) to continue to construct, operate and maintain the System in the Borough.

11. On or about September 11, 2017, a public hearing was held by the Borough with respect to Petitioner's Municipal Application, during which all interested persons desiring to be heard were so heard.

12. On or about October 15, 2018, the Borough adopted Ordinance No. 823-18 (the “Ordinance”) granting to Petitioner renewal of its Municipal Consent (“Renewal of Municipal Consent”) to continue to construct, operate and maintain the System in the Borough. A copy of said Ordinance is annexed hereto as Exhibit A.

13. On or about October 26, 2018, Comcast filed its formal acceptance of the terms and conditions of the Renewal of Municipal Consent granted by the Borough, pursuant to N.J.S.A. 48:5A-24. A copy of said letter of acceptance is annexed hereto as Exhibit B.

14. The information pertaining to Petitioner on file with the OCTV&T, together with the information contained in its Application for Renewal of a Certificate of Approval (“COA Application”), simultaneously submitted herewith, all of which is adopted by reference thereto,

establishes the requisite criteria for the continued construction, ownership, operation and management of the System in Little Silver by Comcast.

15. Comcast possesses the requisite character and suitability for the continued operation of the System. Further, as indicated in the COA Application and other information on file with the OCTV&T, Comcast possesses the necessary financial integrity and the ability to perform efficiently the proposed services and those services which may be required by the public convenience and necessity during the renewal period. The public convenience and necessity generally support the appropriateness of the issuance of a Renewal Certificate of Approval to Petitioner.

16. Petitioner has complied, and will continue to comply, with all rules, regulations and laws applicable to the construction, operation and maintenance of the System and will continue to provide safe, adequate and proper cable television service in the Borough of Little Silver and the other municipalities in which it serves.

#### COUNT TWO

17. Comcast repeats paragraphs 1 through 16 of COUNT ONE as if set forth fully hereinafter.

18. As set forth in the Municipal Application, the COA Application and other information on file at the OCTV&T, the System operated by Comcast in the Borough is part of larger regional Comcast and Comcast-affiliated cable television systems serving numerous other municipalities contiguous to and surrounding the Borough.

19. As also set forth in the Municipal Application, the COA Application and other information on file at the OCTV&T, the Borough represents an integral part of the Comcast and Comcast-affiliated regional cable television systems serving the counties of Mercer, Middlesex,

Monmouth and Ocean. In addition, the demographics of the Borough, as well as its location and other factors, mandate that cable television service be provided by Comcast as part of Comcast's and its affiliates' regional systems.

20. The Borough portion of Comcast's and its affiliates' Mercer, Middlesex, Monmouth and Ocean County regional cable systems is necessary for the continued provision of safe, adequate and economical cable television service to the citizens and residents of the Borough and the larger cable television systems generally. Further, continuation of Comcast's operating authority in the Borough will avoid an unreasonable duplication of services which would otherwise be detrimental to the development of adequate cable television service.

21. Comcast is entitled to a renewal of its Municipal Consent and Certificate of Approval, pursuant to the provisions of Section 17(b) of the New Jersey Cable Television Act, N.J.S.A. 48:5A-1 et seq.

22. Comcast believes that a Renewal Certificate of Approval for the Borough of Little Silver is necessary and proper for the public convenience and will serve the public interest for reasons which include, inter alia, the following:

(a) The grant of a Renewal Certificate of Approval to Comcast will ensure the continued provision of safe, adequate and proper cable television service to the residents of the Borough;

(b) The services provided and to be provided by Comcast as set forth in its Municipal Application and its COA Application are and will be of great benefit to the citizens and residents of the Borough;

(c) The financial strength and technical expertise of Comcast are more than adequate to continue to construct, operate and maintain its cable television system in the Borough of Little Silver; and



(d) Comcast, its officers and directors, have vast experience in all aspects of cable television. In particular, they possess and represent the highest degree of technical and engineering competence, significant administrative experience and a demonstrated responsiveness to community needs. In addition to Little Silver, Comcast and its affiliates hold Certificates of Approval or other authorization to construct, operate and maintain cable television systems in more than 340 municipalities in New Jersey, as well as additional communities in 38 other states.

**WHEREFORE**, it is requested that this Honorable Board of Public Utilities issue to Comcast of Monmouth County, LLC, a Renewal Certificate of Approval to continue to construct, operate and maintain a cable television system in the Borough of Little Silver.

Respectfully submitted,

SCARINCI & HOLLENBECK, LLC  
Attorneys for Petitioner  
Comcast of Monmouth County, LLC

By: Dennis Linken /dp  
Dennis C. Linken

Dated: December 27, 2018

**STATE OF NEW JERSEY  
BOARD OF PUBLIC UTILITIES  
OFFICE OF CABLE TELEVISION & TELECOMMUNICATIONS**

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MONMOUTH, STATE OF NEW JERSEY

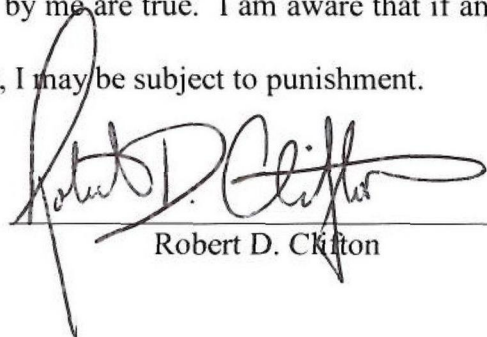
**VERIFICATION**

Docket No.

Robert D. Clifton, hereby certifies as follows:

1. I am Senior Director of Government Affairs of Comcast of Monmouth County, LLC, Petitioner in the within matter.
2. I am familiar with the nature and contents of the Petition to which this Verification is annexed.
3. The allegations of the Petition are true and accurate to the best of my knowledge, information and belief.

I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I may be subject to punishment.

  
Robert D. Clifton

Dated: December 14, 2018